

**CALL TO ORDER**

Mayor Mazza opened the meeting at 7:00 p.m.

“Sunshine Law” Announcement: Adequate notice of this public meeting has been provided by the Annual Notice; faxed to the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk’s Office.

**FLAG SALUTE**

**ROLL CALL** - Present: Matt Severino, William Bischoff, Patricia Dziubek, Frank Mazza.  
Absent: Rob Haynes  
Others Present: J. Peter Jost, Esq., Attorney, John Reymann, Twp. Engineer, Ella M. Ruta, Township Clerk.

**APPROVAL OF MINUTES**

- a. Regular Meeting Minutes of June 18, 2008.

Mr. Bischoff, with respect to June 18<sup>th</sup> regular minutes, would like the minutes to reflect discussion on recycling of the milled materials for the Van Syckel’s project. The Clerk will make the amendment. Mr. Bischoff made a motion to approve the said minutes, as amended. Mrs. Dziubek seconded the motion. Vote – Ayes; Mr. Bischoff, Mr. Mazza. Abstained: Mr. Severino, Mrs. Dziubek. Motion carried.

- b. Executive Session Meeting Minutes of June 18, 2008.

Mr. Bischoff corrected a typing error.

Mr. Bischoff made a motion to approve the said minutes as corrected. Mrs. Dziubek seconded the motion. Vote – Ayes; Mr. Bischoff, Mr. Mazza. Abstained: Mr. Severino, Mrs. Dziubek. Motion carried.

**VISITORS**

- a. Jack Hara – Recreation Committee Chairman

Mr. Hara stated that he was asked to come before the Committee to explain approval process on field use applications. He explained that field’s use is approved on first come first serve basis. He emphasized the local recreation department gets priority over other organizations. Questioned were fees charged for park use. Mr. Hara said the fees were set by the Township Committee. Atty. Jost suggested reducing charges, rules and regulations, to writing. Short manual would be very helpful for future reference, Mr. Jost added. Mr. Hara responded that together with his Vice-Chairman, Mr. Duerr, they are gathering information and working on such a document. The Rec. Committee will submit the final copy to the Clerk for distribution and review by the Twp. Committee.

Also discussed were various issues regarding Twp.’s parks and Recreation Committee involvement in different activities.

Mayor Mazza praised the UT Recreation Committee for a great service they are providing to the Township.

**REPORTS RECEIVED**

- a. Road Dept.- Week Ending 6/13/08; 6/20/08  
b. Tax Collector – June 2008  
c. Zoning Officer – March through June 2008

**d. Environmental Commission**

- Mayor Mazza said that he, Brian Kirkpatrick and Michele McBride visited the Hoffman property trying to locate a septic system. The septic was found and it was determined that it is located on the other side of the road in the back of the house. Various options were discussed regarding the septic itself and its pipes.

**CORRESPONDENCE**

Mrs. Dziubek mentioned the following:

- Passage of a Bill A-500 concerning COAH regulations. Mrs. Dziubek commented on the negative impact it will have on rural municipalities like Union Twp. Mr. Bischoff questioned the possibility of a tract that is not a part of the subdivision that created the need for COAH units, could it be used as a site for COAH units.
- Approvals for Milligan project by the Hunterdon County Planning Board.
- Asked if Clean Communities Entitlement Program – 2008 was completed by June 30<sup>th</sup>. Mrs. Dziubek said that if it was not, it should be completed as soon as possible. Clerk was directed by the Committee to give the report to Mr. Garrison, Clean Communities/Recycling Coordinator to complete.
- Various dates for seminars on COAH for anyone interested.
- Report submitted by Pennoni Associates regarding Pilot Travel Centers, LLC.

Mr. Bischoff mentioned the following:

- Letter dated June 19, 2008 from NJLM in reference to budget language concerning State Police Services. Introduced bill S-1976 would impose a \$40.00 surcharge on all motor vehicles. Half the funding would be deposited in the “Rural Police Service Property Tax Relief Fund”. Mr. Bischoff noted that no explanation is given on how the other half would be spent.
- A letter from Sue Dziamara, Hunterdon County Planning Board with a copy of 2008 HC Transportation Plan adopted June 5, 2008. Mr. Bischoff asked if the Township should be looking at the Plan. Engineer Reymann said he looked at the proposed plan and concluded that is it very general and has no significant impact on our Municipality.
- A letter from NJ Senator Joe Pennacchio asking for adoption of a resolution on transparency in government. Mr. Bischoff thought it is a good idea to adopt said resolution. He introduced the following resolution provided by Senator Pennacchio for adoption:

**RESOLUTION #2008-123**

**RESOLUTION IN SUPPORT OF S-445 SPONSORED  
BY SENATOR JOE PENNACCHIO**

**THE “TRANSPARENCY IN GOVERNMENT ACT” WHICH WOULD  
PROVIDE FOR ESTABLISHMENT OF STATE PUBLIC FINANCE WEBSITE**

**WHEREAS**, the clamor of eliminating waste, fraud and abuse is often stated, but rarely addressed and efforts to do so are nearly impossible.

**WHEREAS**, transparency in government is necessary to identify State spending and where State taxpayer dollars are going.

**WHEREAS**, a State public finance website which would retain and display data and information on the State’s annual revenues, expenditures and total bonded indebtedness is necessary; a user-friendly source of

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information to track State revenues and expenditures and to gauge it's past and present levels of indebtedness.

**WHEREAS**, the State website would include information such as contractual service purchases, salaries and wages, gifts and grants and bonded obligations and must be accessible to the public no later than 45 days following the close of each fiscal year.

**WHEREAS**, a bi-partisan approach to improving transparency, identifying waste and eliminating abuse at each level of State government and the establishment of the Public Finance Transparency Committee would facilitate the organization, development and maintenance of the website.

**WHEREAS**, Senator Joe Pennacchio has introduced S-445 the "Transparency in Government Act," to establish such aforementioned State public finance website and Public Transparency Committee.

**Therefore be it resolved**, that we voice our support of Senator Pennacchio's bill, S-445, the "Transparency in Government Act," and

A certified copy of the resolution shall be sent to Governor Jon S. Corzine, Senate President Richard J. Codey, Senate Minority Leader Tom Kean, Jr. and Senator Joe Pennacchio.

Mr. Bischoff made a motion to adopt above resolution. Mr. Severino seconded. Vote – Ayes; Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion carried.

Mr. Severino mentioned the following:

- Professional services proposal from Environmental Consultant, Mr. Balzano. After a brief discussion on the need for Mr. Balzano's services, Mr. Bischoff said that the Committee should be voting tonight to hire Mr. Balzano. Mr. Bischoff also explained status of UT Wastewater Plan. He said prior Engineer, Mr. Bogart, developed the plan in 2004, but it was never adopted by the Committee.

Atty. Jost recommended the Twp. Committee approve Mr. Balzano's Professional Services Contract, subject to Attorney Jost's review and approval.

**Mrs. Dziubek made a motion to approve the professional services contract with Mr. Balzano, Environmental Consultant. Mr. Severino seconded. Vote – Ayes; Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion carried.**

Mrs. Dziubek asked if grant application to NJ Highlands Council has been submitted. Atty. Jost will contact Mr. Balzano regarding this issue.

Mayor Mazza mentioned the following:

- Notice of the Raritan Valley Transit Study meeting on July 9, 2008 to be held at the Hampton Fire House. Mayor Mazza asked volunteers to attend. Briefly discussed was the purpose of the study. Atty. Jost provided few details from the prior meeting he attended. Mrs. Dziubek agreed to attend the July 9<sup>th</sup> meeting.

**PUBLIC COMMENTS** – None

**PUBLIC HEARING** – 2<sup>nd</sup> reading - None

**OLD BUSINESS**

- a. The following resolution was introduced for adoption:

**RESOLUTION 2008-****Resolution to Approve Referendum to Increase Open Space Tax for the Township of Union**

Atty. Jost prepared the above resolution and sent it (on this day) today to the Bond Counsel for review. Proposed increase for municipal portion of an open space tax would go up from 0.02 cents to up to 0.04. Procedures and implementation to be followed after adoption of this resolution were discussed. Mr. Jost will make necessary changes to the resolution and will present it for adoption at the next UT Committee meeting.

Atty. Jost recommended that an additional meeting be scheduled for July to address housekeeping matters.

**Mrs. Dziubek made a motion to advertise for a Special Union Twp. Committee meeting in lieu of regular meeting to be held on July 23, 2008 at 7:00 p.m. Agenda will be available for public on Municipal website. Mr. Severino seconded the motion. Vote – Ayes; Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion carried.**

- b. **Motion** – Cozze Bros, LLC; 2008 Junkyard License Renewal Application

Engineer Reymann stated that at the July 2<sup>nd</sup> meeting, UT Environmental Commission made the Committee aware of the fact that there are old tires being stored on the Cozze Bros. site. He said he went back to the site and estimated that there is a pile of about 100 tires along the railroad trucks.

Mr. Severino stated that as a junkyard they are allowed to temporarily store some tires. He also suggested that we simply visit the junkyard and ask them to remove the tires.

Engineer Reymann will contact Cozze Bros. to try to resolve the issue.

Motion to approve Cozze Bros. junkyard license renewal was tabled at this time.

**NEW BUSINESS**

- a. The following resolution was introduced for adoption:

**RESOLUTION #2008-124****SHARED SERVICE AGREEMENT BETWEEN  
THE TOWNSHIP OF CLINTON AND THE TOWNSHIP OF UNION  
FOR LITIGATION SERVICES**

THIS AGREEMENT made this 2 day of July, 2008, by and between the TOWNSHIP OF CLINTON, a municipal corporation of the State of New Jersey, located at 1225 Route 31 South, Lebanon, New Jersey 08801, hereinafter referred to as "Lead Agency", and the Township of Union, a municipal corporation of the State of New Jersey, located at 140 Perryville Road, Hampton, New Jersey, hereinafter referred to as "Participating Agency."

WHEREAS, the parties desire to enter into an Agreement for shared services for litigation expense and representation in connection with a legal challenge to the validity of the regulations adopted by the Council on Affordable Housing; and

WHEREAS, the Agreement is authorized by N.J.S.A. 40A:65-1, et seq., the Uniform Shared Services and Consolidation Act; and

WHEREAS, it is the purpose of this Agreement to set forth the various duties and responsibilities of the parties hereto;

NOW, THEREFORE, in consideration of the promises set forth herein and other valuable considerations, the parties agree as follows:

1. The Lead Agency has retained the services of Stickel, Koenig & Sullivan (Stuart R. Koenig, Esq.), 571 Pompton Avenue, Cedar Grove, New Jersey 07009, telephone number 973-239-8800, facsimile number 973-239-0369, e-mail address [SKSlaw@aol.com](mailto:SKSlaw@aol.com), as special counsel to deal with matters of affordable housing. The Lead Agency shall authorize such special counsel to challenge, by way of appeal to the Superior Court of New Jersey, Appellate Division, the regulations of the Council on Affordable Housing published June 2, 2008, together with any amendments, on behalf of the Lead and Participating Agency in this and similar Agreements.

2. The Participating Agency shall pay over to the Lead Agency the sum of \$8,000.00 upon entry into this Agreement. Such sum shall be held, along with all other similar funds received, by the Lead Agency in a separate fund for the purposes of funding the legal challenge.

3. The Lead Agency shall pay the legal fees, costs of technical support required by the attorney, and any other costs and expenses associated with the legal challenge based upon vouchers to be submitted. The Lead Agency shall account to the Participating Agency on the use of the funds. The initial payment to the fund is based upon an estimate by the Lead Agency of the anticipated cost of the litigation, and initial expressions of interest in participation by various municipalities. In the event the Lead Agency determines the fund is insufficient, it shall have the right to solicit additional funds, but the participating agency shall not be obligated by this agreement to pay any such additional funds. In the event of such a request, the Participating Agency shall have the right to evaluate the situation and determine, at that time, whether or not it wishes to continue funding the legal challenge or withdraw from the Agreement.

4. The attorney shall be charged with representing all parties on an equal basis, with no party, including the Lead Agency, having any more control or input than any other party in connection with the conduct of the litigation. In this regard, the legal issues to be raised shall be those that are of common interest to all parties to this and similar agreements, or those of interest to one or more parties which do not negatively impact any other party. The final decision on the issues to be raised shall be left to the attorney, in his discretion, in consultation with all parties, as the appeal proceeds. Nothing in this Agreement shall restrict or prevent any party from initiating or participating in any other separate action of a similar nature, or to seek adjustments to the municipal allocation, prepare and file compliance plans, or take any other action regarding the affordable housing obligation. In the event the Participating Agency is to take any other action, such as seeking an adjustment to the municipal allocation or filing a Third Round Compliance Plan, the Participating Agency, through its Designated Representative, shall keep the attorney informed of such activity in order to prevent the Council on Affordable Housing from having any litigation advantage.

5. The attorney shall consult with and report to one Designated Representative of each Participating Agency. Through such Designated Representative, the Participating Agency may raise and discuss issues for appeal, provide and receive information on the appeal, review legal strategy, and generally be kept informed by the attorney with reference to the proceedings on appeal. The communications to and from the attorney shall be privileged and confidential, as attorney/client communications. The Participating Agency may request and receive copies of pleadings, briefs, and appendices, if it desires, upon payment of copying costs, as it is anticipated the court filings will be voluminous.

6. The Participating Agency does hereby appoint the following person as its Designated Representative, and sets forth the name, title, mailing address, telephone number, facsimile number and e-mail address of the Designated Representative, as follows:

J. Peter Jost, Esq., Union Township Municipal Attorney  
65 West Main Street, Clinton, NJ 08809

The Participating Agency reserves the right to change the Designated Representative upon written notice to the Lead Agency and the attorney.

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7. It is understood by the parties that similar agreements to this Agreement will be entered into by the Lead Agency with other participating agencies. It is essential that sufficient numbers of participating agencies enter into similar agreements and make the required contribution to the fund. In the unexpected event that sufficient participating agencies do not enter into similar agreements, the Lead Agency reserves the right, in its sole discretion, to terminate this Agreement or renegotiate the terms.

8. This Agreement shall become effective upon the passage of authorizing resolutions by the parties hereto as required by the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-5. The terms of this Agreement shall survive until the litigation is completed, the Participating Agency withdraws pursuant to paragraph 3, or the Agreement is sooner terminated.

9. This Agreement sets forth the entire understanding of the parties hereto with respect to the transaction contemplated herein. No change or modification of this Agreement shall be valid unless the same shall be in writing and signed by all parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed, with the date of the Agreement being the date of the adoption of the resolution authorizing the Participating Agency to enter into the Agreement.

Mr. Bischoff, with designation of Mr. Jost as the Twp.'s representative in this matter, made a motion to adopt above resolution. Mrs. Dziubek seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

b. The following resolution was introduced for adoption:

**RESOLUTION #2008-125  
Corrective Action Plan**

**WHEREAS**, the Annual Audit Report for the year 2007, as prepared by Auditor Ardito and Company, contained “General Comments” and “Recommendations” regarding the financial practices of the Township of Union; and

**WHEREAS**, the Chief Finance Officer has prepared a Corrective Action Plan to address all issues raised by the Auditor and submitted said Plan for approval by the Governing Body.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of The Township of Union, in the County of Hunterdon and State of New Jersey that the Corrective Action Plan prepared by the Chief Finance Officer with regard to the 2007 Audit is hereby approved and adopted.

Briefly discussed was corrective action plan prepared by the Grace Brennan, CFO.

Mrs. Dziubek made a motion to approve above resolution. Mr. Severino seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Present for the meeting Twp. Committee Members signed the “Group Affidavit Statement”

c. The following resolution was introduced for adoption:

**RESOLUTION 2008-126  
Re: LINDA DELLAVALLE, 661 Main Street, Asbury, NJ 08802  
Block 14 Lot 22**

**WHEREAS**, Linda Dellavalle, did post an excavation bond in the amount of \$500.00 for work performed at Block 14 Lot 22 in the Township, and



**WHEREAS**, the work and inspections are complete and the Certificate of Occupancy has been issued, and

**WHEREAS**, the construction department has requested that this bond now be released back to Linda Dellavalle,

**NOW, THEREFORE, BE IT RESOLVED**, that the excavation bond in the amount of \$500.00, be released to Linda Dellavalle,

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately.

Mrs. Dziubek made a motion to approve above resolution. Mr. Severino seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

**d. Motion – Approval of Request for Proposals – Milligan Affordable Housing Project**

Mr. Bischoff stated that he is not ready to vote on the RFP's for the Milligan project tonight. He said the RFP's were received late and his amendments were not incorporated in the final draft document. He would like Ms. Lonergan to be present for the meeting to answer all concerns.

Mr. Severino agreed with Mr. Bischoff. He said there was not sufficient time for review and more detailed explanation is needed.

Mrs. Dziubek said that she talked to the Twp. Counsel on COAH, Mr. Koenig; he has approved the final draft and advised that it is ready for adoption. She added that this document does not bind the Twp. to any commitments. It is asking the developers to submit their proposals.

Mr. Bischoff reiterated that he had submitted his comments as asked and was told they would be reflected in the final draft. In addition, he asked at prior meetings for Ms. Lonergan to attend one of the Committee meetings, but none of that has been done. PILOT agreement was one of the big issues that need to be explained.

Mr. Bischoff emphasized the importance of stating the right and correct criteria in requests for proposals, so the submitted proposals will be precise and accurate. One of the major criteria would be a construction schedule, which is critical to a project of that magnitude.

Other concerns with respect to the RFP's were briefly discussed.

Mrs. Dziubek expressed her disappointment in delaying this project further. She said the RFP's were discussed at previous meetings, informations were exchanged electronically between Ms. Lonergan and the Committee, and everyone had a chance to contact professionals with questions or concerns.

Mr. Severino asked if the Twp. has to abide by deadlines with regard to this project. Mrs. Dziubek said that we are already behind meeting deadlines.

Atty. Jost recommended for Ms. Lonergan to attend next Twp. Committee meeting.

Clerk was directed to contact Ms. Lonergan about no action taken on RFP's at tonight's meeting and informing her that Mr. Bischoff will be contacting her on Monday.

**e. Motion – Approval of North Hunterdon Rotary Club 2008 Skylands Triathlon – September 14, 2008**

Mrs. Dziubek made a motion to approve above-mentioned Triathlon, subject to certificate of insurance naming Union Twp. as an additional insured and to the satisfaction of the Risk Management Insurance Agent. Mr. Bischoff seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

- f. **Motion** – Approval of Walking Pilgrimage through Union Township – August 8, 2008

Mr. Bischoff made a motion to approve above-mentioned Pilgrimage, subject to certificate of insurance naming Union Twp. as an additional insured and to the satisfaction of the Risk Management Insurance Agent. Mr. Bischoff seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

**NEW ORDINANCE** – 1<sup>st</sup> Reading – None

**REPORTS**

- a. **Engineer's Report** – Mr. Reymann reported the following/written report submitted:

- Van Syckel's Road Project will start on July 7, 2007. Milling will be done on the 9<sup>th</sup> and the 10<sup>th</sup>. Recycling receipts were discussed with the contractor.
- 2008 M&R contract will be advertised in the HC Democrat on July 3, 2008 for bid opening on July 22, 2008.
- Edna Mahan Frontage Road Connection; next meeting is to be scheduled for July 28<sup>th</sup>. Mr. Bischoff added that in his correspondence to Atty. Jost, he stated that there is no need for Mr. Hintz or Mr. Reymann to attend that meeting.
- Grand Colonial; Mr. Hintz inspected the site on June 6<sup>th</sup>. Many of the trees have died and have to be replaced.
- A complaint was filed with NJDEP regarding compliance with Annual Stormwater Permit. Twp. resident, Mr. Gerald Philkill, who lives at 93 North Slope, filed the complaint. In his letter to NJDEP he stated that he had never received mailing about stormwater education brochure as required by the UT Municipal Stormwater Regulations. This year's brochures will be mailed with 2008-2009 tax bills. In addition, the brochure will be posted on the website.

- b. **Attorney's Report** – Mr. Jost reported the following:

- Presented the following resolution for adoption:

**RESOLUTION 2008-127**

**Re: Premier Development, LLC**

**Block 23, Lot 2.04**

**Release of Maintenance Guarantee**

**WHEREAS**, Premier Development, LLC ("developer"), P.O. Box 5301, Clinton, New Jersey 08809, received preliminary site plan approval for the development known as INO Therapeutics office building, now known as Ikaria, Block 23, Lot 2.04, NJ Route 173, ("development") by the Union Township Planning Board by resolution dated April 27, 2000; and

**WHEREAS**, the developer entered into a developer's agreement dated May 17, 2000 with the Township of Union, and has fulfilled all the requirements of said agreement; and

**WHEREAS**, the developer received final major site plan approval for the development from the Union Township Planning Board by resolution dated May 24, 2001; and

**WHEREAS**, the developer posted a maintenance guarantee in the form of Irrevocable Standby Letter of Credit No. S-09739 of Yardville National Bank in the amount of \$12,517; and



**WHEREAS**, on May 15, 2008, Special Township Engineer Maser Consulting performed an inspection at the above referenced site to determine the status of the improvements for the purpose of releasing the maintenance bond, and found all existing improvements to be in satisfactory condition, with the exception of a broken catch basin curb piece at inlet number 6 per the site plan, and the developer was so notified; and

**WHEREAS**, by letter dated June 12, 2008, C. Richard Roseberry of Maser Consulting advised that Maser performed a follow up inspection of the development on June 10, 2008 and advised that the broken catch basin has been replaced and that based upon Maser's inspection, that office would have no objection to the Township Committee releasing the developer's maintenance bond for this project; and

**WHEREAS**, the Township's Chief Financial Officer has advised that all COAH fees have been paid by the developer; and

**WHEREAS**, Premier Development, LLC has satisfied all other requirements of the preliminary and final site plan approvals, and good cause appearing;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, that Letter of Credit No. S-09739 posted by Premier Development, LLC, issued by Yardville National Bank shall be and is hereby discharged and released, subject to the payment by the developer of final and professional escrow review charges; and

**BE IT FURTHER RESOLVED**, upon the payment by the developer of all final professional review and escrow bills, the developer's original Letter of Credit No. S-09739 shall be returned to the developer or Yardville National Bank.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

Mr. Severino made a motion to adopt above resolution, subject to replenishment of the escrow account to a satisfactory amount. Mr. Bischoff seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

- The adoption of the following resolution was requested by Twp. CFO, prepared and presented by Atty. Jost:

**RESOLUTION 2008-128**

**Re: Grace Kocher**

**WHEREAS**, it has been determined that the position of Planning Board Secretary should be reduced to a regular work week of twenty (20) hours per week, due to a reduction in Planning Board business; and

**WHEREAS**, Grace Kocher, the present Planning Board Secretary, will continue in such position; and

**WHEREAS**, Grace Kocher has been employed by Union Township since prior to October 31, 2006; and

**WHEREAS**, Grace Kocher meets the definition of a pre-existing employee under Section 3.1b.1. of the Township of Union Personnel Policies and Procedures Manual, and good cause appearing,

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, that the working hours of the Planning Board Secretary shall be reduced to twenty (20) hours per week, effective June 30, 2008; and

**BE IT FURTHER RESOLVED** that Grace Kocher, pursuant to the above cited section of the Union Township Personnel Policies and Procedures Manual, shall continue to be entitled to the same benefits as a full-time employee, including but not limited to medical, dental and pharmaceutical insurance benefits, notwithstanding her reduced work hours; and

**BE IT FURTHER RESOLVED** that this resolution shall be effective as of June 30, 2008.

Mr. Severino made a motion to adopt above resolution with amended wording from adjusted to reduced. Mr. Bischoff seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

**c. Mayor's Report**

- Nothing to report at this time

**d. Committee Report**

Mr. Bischoff reported the following:

- Nothing to report at this time

Mr. Severino reported the following:

- Noted that at the prior Committee meeting the Tonnage Report resolution was adopted. Mr. Severino questioned some of the data submitted by the Recycling Coordinator, but said that the Township has no way of verifying the report. He informed the Committee that the copy submitted by Mr. Garrison is filed with the State.  
Mr. Severino suggested that all correspondence coming in for Mr. Garrison be copied and kept on file in the Municipal Building.
- Environmental Commission is working on solutions to comply with the new County recycling requirements. Mr. Severino mentioned the possibility of leaving the recycling center open for the public during business hours with no supervision. Residents could drop off all recyclables with exception of glass, at any time. He also suggested mandating companies that pick up garbage in the Township also pick up recyclables.
- Mr. Severino expressed his concerns with regard to the issue of the State charging rural municipalities for the State Police services. He said the issue might be off the discussion on the State level for the moment, but he strongly feels it is coming back. His personal opinion is that the Committee needs to discuss and research it further.

Mrs. Dziubek said she felt charges submitted for payment for professional services provided by Mr. Hintz were exorbitant. It was explained that there are a few important issues Mr. Hintz is working on currently.

Mr. Bischoff reported that with regard to the UT Municipal Court he will have the core element of the contract with Clinton Twp. finished by this week and will forward it to Atty. Jost.

Mrs. Dziubek reported the following:

- No action from Water Authority or NFA letter for Milligan Farm.

**e. Clerk's Report**

- Raffle License #2008-13 Interfaith Hospitality Network of HC, Inc.; On Premise 50/50; 11/10/08

Mrs. Dziubek made a motion to approve said raffle license. Mr. Bischoff seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

- Raffle License #2008-14 Interfaith Hospitality Network of HC, Inc.; Off Premise Merchandise; 11/10/08

Mr. Bischoff made a motion to approve said raffle license. Mrs. Dziubek seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

**PUBLIC COMMENTS - None**

**PAYMENT OF THE BILLS**

**Mr. Severino questioned invoice from Municipal Software for new server in the amount of \$3,265.00; briefly discussed; explanation needed from CFO.**

Mr. Severino moved that all claims against the Township of Union as appearing in the Claims Register of this date except for PO #19110 to Municipal Software Inc. in the amount of \$3,265.00 be paid and that all checks listed hereinafter be issued in payment thereof. Mr. Bischoff seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion carried.

Broken Air Conditioning Unit - Mr. Severino said the air conditioning company gave verbal estimates for replacing the unit of \$8,200, or repairing it for approximately \$800.00. Mr. Severino recommended considering buying a new unit since the existing one is very old.

**Mr. Bischoff made a motion to authorize Mr. Severino to solicit quotations for a new air conditioning unit to be submitted to the Clerk and the Clerk to award the contract to the lowest responsible bidder in consistence with early day of installation. Award of the contract is subject to certification of funds by the CFO and Mr. Severino's review. Mrs. Dziubek seconded the motion. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.**

Twp. Engineer Reymann left the meeting at 10:10 p.m.

**EXECUTIVE SESSION**

At approximately 10:07 p.m., the following resolution was introduced for adoption:

**RESOLUTION #2008-129  
EXECUTIVE SESSION**

**WHEREAS**, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a public meeting; and

**WHEREAS**, the Union Township Committee has deemed it necessary to go into closed session to discuss certain matters which are exempt from the public.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Union will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12: Contract Negotiations.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Severino seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

At approximately 10:27 PM, Mr. Severino made a motion to return to the regular meeting, Mr. Bischoff seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Atty. Jost noted for the record that resolution adopted to go into closed session should have stated that the discussion was with regard to potential litigation and contractual negotiations.

The following resolution was presented for readopting with amendments:

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EXECUTIVE SESSION**

**WHEREAS**, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a public meeting; and

**WHEREAS**, the Union Township Committee has deemed it necessary to go into closed session to discuss certain matters which are exempt from the public.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Union will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12: Contract Negotiations and Potential Litigation.

Mr. Bischoff made a motion to readopt as amended above resolution. Mrs. Dziubek seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Administrative Assistant – Mrs. Dziubek asked for status of hiring an assistant to the Clerk. Mr. Bischoff said he reviewed resumes from all applicants and the Clerk will set up appointments for interviews. Mr. Bischoff will participate in an interview process.

Mrs. Dziubek would like to see a resolution to hire new assistant at the July 23<sup>rd</sup> meeting. She offered help if needed.

**ADJOURNMENT** – There being no further business to come before the Township Committee at this time, Mr. Severino made a motion to adjourn. Mrs. Dziubek seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 10:32 p.m.

Respectfully submitted,

Ella Malecki Ruta, RMC  
Municipal Clerk